

**RECORDING BY A COUNTY CLERK OF CERTAIN
DOCUMENTS THE SALE OR LEASE OF PUBLIC SCHOOL
LAND**

CHAPTER 370

H.B. No. 3423

AN ACT

**relating to the recording by a county clerk of certain documents relating to the sale
or lease of public school land.**

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 51.065, Natural Resources Code, is amended to read as follows:

Sec. 51.065. NOTICE AND RECORD OF SALE. (a) The commissioner shall *send a written notice of the sale of a tract of public school land to* ~~notify~~ the county clerk of the proper county *that includes* ~~[of the sale of each tract of land,]~~ the name and address of the purchaser~~;~~ and the price of the land.

(b) *After receiving a notice of the* ~~[being informed of any]~~ sale of public school land, the county clerk shall *record the notice at no charge in the official public records of the county* ~~[enter in his books opposite the description of the land sold, the name of the purchaser and the date of the sale].~~

(c) The notice of sale *is a* ~~[and the book containing the entry are]~~ public record ~~[records].~~

SECTION 2. Section 51.066(c), Natural Resources Code, is amended to read as follows:

(c) One copy of the land award shall be retained in the land office, *one* ~~[and the other]~~ copy shall be sent to the purchaser, *and one copy shall be sent to the county clerk of the proper county to be recorded at no charge in the official public records of the county.*

SECTION 3. Section 51.176(c), Natural Resources Code, is amended to read as follows:

(c) The county clerk shall mark the exact date and hour of filing on the original and a duplicate copy of the vacancy application and shall return a marked copy to the person filing the application. The original shall be recorded *in the official public records of the county* ~~[a book kept for that purpose separate from the deed or real property records].~~ The failure to record a vacancy application as provided by this subsection does not affect the validity of the application filing.

SECTION 4. Section 12.0011, Property Code, is amended by adding Subsection (e) to read as follows:

(e) This section does not apply to a notice of sale under Section 51.065, Natural Resources Code, or a land award under Section 51.066, Natural Resources Code.

SECTION 5. Sections 51.065 and 51.066, Natural Resources Code, as amended by this Act, apply only to a sale of property that occurs on or after the effective date of this Act. For the purposes of this section, a sale of property occurs before the effective date of this Act if the contract binding the purchaser to purchase the property is entered into before that date. A sale of property that occurs before the effective date of this Act is governed by the law in effect immediately before that date, and that law is continued in effect for that purpose.

SECTION 6. This Act takes effect September 1, 2017.

Passed by the House on May 4, 2017: Yeas 143, Nays 0, 2 present, not voting; passed by the Senate on May 22, 2017: Yeas 31, Nays 0.

Approved June 1, 2017.

Effective September 1, 2017.